RENO CITY COUNCIL BRIEF OF MINUTES

September 10, 2002

(Official Minutes in City Clerk's Office)

The regular Meeting of the Reno City Council was called to order at 12:00 p.m. on September 10, 2002 in the Council Chambers at City Hall.

PRESENT: Council Members Harsh, Rigdon, Sferrazza, Doyle, Aiazzi, Hascheff and Mayor Griffin

ABSENT None

ALSO PRESENT: City Manager McNeely, City Attorney Lynch, Chief Deputy City Attorney, and Acting

City Clerk Jones

AGENDA ITEM <u>NO.</u>

1. PLEDGE OF ALLEGIANCE was led by Councilperson Harsh.

MAYOR GRIFFIN RECOGNIZED THE DELEGATION FROM RUSSIA.

- 2A ROLL CALL
- **2B** APPROVAL OF THE AGENDA FOR SEPTEMBER 10, 2002.

It was moved by Councilperson Rigdon, seconded by Councilperson Aiazzi, to approve the agenda as amended by pulling items, 5J,7G5; 7G6; 8A through 8L inclusive, and noting that items 12 and 13 are set for a time certain of 6:00 p.m.

Motion carried.

2C PROCLAMATION TO REMEMBER SEPTEMBER 11, 2001.

The Presidential Proclamation, signed by President George W. Bush, proclaiming September 11, 2002 as Patriots' Day was read by Mayor Griffin.

3 CASH DISBURSMENTS – August 18, 2002 through August 31, 2002

It was moved by Councilperson Rigdon, seconded by Councilperson Aiazzi, to approve the Cash Disbursements for August 18, 2002 through August 31, 2002.

Motion carried

PRESENTATIONS

4 Public Comment - Limited to No More Than Three (3) Minutes And Limited to Items That Do Not Appear on The Agenda. Comments are to Be Addressed to the Council as a Whole.

4 Public Comment (Continued):

Michael Goodemote, 2235 Hedgewood Dr., Reno, addressed concerns over shipping containers on residential property.

Guy Felton, 1220 Salem, Reno, spoke about Reno city government.

Sam Dehne, Reno, spoke about Reno city government.

Marcia Berkbigler, Charter Communications, reported on the status of the upgrading of services.

Eddie Anderson, 14015 Rhyolite, Reno, spoke about Reno city government.

CONSENT AGENDA

5 Consent Agenda

5A Business License

New License - Liquor

- 1. Quik Stop Market #168 1195 S. Rock Blvd.
- 2. Reno Asian Supermarket 803 West 5th Street

Change of Ownership - Liquor

- 3. Doc Holliday's Saloon 120 E. 2nd Street
- 4. Zanzibar Lounge 2910 S. Virginia Street

Supplemental Application – Liquor

- 5. Blue Sky Chinese Restaurant 585 E. Moana Lane
- 6. Silver Peak Restaurant 124 Wonder Street

New License – Gaming

- 7. United Coin DB at Quik Stop Market #168 1195 Rock Blvd.
- 8. United Coin DB at Ristorante Placido 121 Vesta Street
- 9. United Coin DB at 711 Food Store #33090 6150 S. McCarran Blvd.

5B Staff Report: Offer of dedication of Pinehaven Road and Sierra Pine Drive Case No. LDC03-00103. [Ward 1]

Recommendation: Council reject the offer of dedication at this time and authorize the Mayor to sign.

5C <u>Staff Report:</u> Improvement Agreement and Security for Double R Boulevard Phase 2 Case No. LDC03-00101. [Ward 2]

<u>Recommendation</u>: Subject to approval of the Improvement Agreement and the Security by the City Attorney, the following actions are recommended: A. Council approval, B. Mayor to sign, C. Improvement Agreement and Security to be filed with the City Clerk.

5 <u>Consent Agenda (Continued)</u>:

5D <u>Staff Report:</u> Improvement Agreement and Security for Parr South Industrial Park Phase 2 Case No. LDC03-00098. [Ward 4]

<u>Recommendation</u>: Subject to approval of the Improvement Agreement and the Security by the City Attorney, the following actions are recommended: A. Council approval, B. Mayor to sign, C. Improvement Agreement and Security to be filed with the City Clerk.

Staff Report: Offer of dedication of a ±1990 foot segment of Gardella Avenue and a ±99.32 foot segment of Bennie Lane per 2nd parcel map for La Perrona, LLC Case No. LDC03-00074 (South of Parr Boulevard). [Ward 4]

Recommendation: Council reject the offer of dedication at this time, and authorize the Mayor to sign.

5F <u>Staff Report:</u> Award of Bid No. 1269 - Auto Access System for the Public Works Corporation Yard Commercial Row and Kietzke Lane entrances.

<u>Recommendation</u>: It is the staff's recommendation that bid award for Auto Access System for the City of Reno go to A-1 Security.

5G Staff Report: Addendum to Agreement between the City of Reno and Nevada Bell.

<u>Recommendation</u>: Council approve the Addendum to Agreement between the City of Reno and Nevada Bell and authorize the Mayor to sign the Addendum on behalf of the City.

5H <u>Staff Report:</u> Award of Construction Contract - Southeast Neighborhood Revitalization Project, Contract No.142.

<u>Recommendation</u>: Staff recommends that Council award Contract No. 1142 to Sierra Nevada Construction in the amount of \$179.186.15 and authorize the Mayor to sign the contract.

5I <u>Staff Report:</u> Use and Maintenance Agreements with the Steamboat Ditch Company, Last Chance Ditch Company, Cochrane Ditch Company, and Lake Ditch Company.

<u>Recommendation</u>: Staff recommends the City Council approve the Use and Maintenance Agreements with the Steamboat Ditch Company, Last Chance Ditch Company, Cochrane Ditch Company, and Lake Ditch Company, and authorize the payment of the following not-to-exceed amounts; Steamboat Ditch, \$60,164.40; Cochrane Ditch, \$29,453.60; Last Chance, \$37,565.60; Lake Ditch, \$88,704.00.

5J <u>Staff Report:</u> Settlement of ASAP Storage Inc. (dba Quickspace) and Western Nevada Supply Inc., vs. City of Reno, CV01-0517 regarding the use and placement of Storage Containers and Offices.

THIS ITEM WAS PULLED

It was moved by Councilperson Aiazzi, seconded by Councilperson Rigdon, to approve the Consent Agenda, items 5A through 5I.

Motion carried.

6 ORDINANCE ADOPTION

6A <u>Staff Report:</u> Bill No.5898 Ordinance to amend Chapter 18.06 of the Reno Municipal Code, entitled "Zoning" rezoning ±3.85 acres located on the southeast corner of Keystone Avenue and West Fifth Street from I (Industrial) to CC (Community Commercial); together with other matters properly relating thereto. Case No. LDC02-00437 (Karadanis/Keystone Avenue) [Ward 5]

It was moved by Councilperson Aiazzi, seconded by Councilperson Rigdon, to pass and adopt Bill No. 5898, Ordinance No. 5366.

Motion carried with Councilperson Doyle absent.

Staff Report: Bill No.5899 Ordinance to amend Title 18, Chapter 18.06 of the Reno Municipal Code entitled "Zoning", rezoning ±6.6 acres located on the southeast corner of Yori Avenue and Apple Street from SF6 (Single Family - 6,000 square feet), MF-14 (Multi-Family - 3,000 square feet) and MF-30 (Multi-Family - 30 du/ac) to PF (Public Facility) together with other matters properly relating thereto.

Case No. LDC02-00443 (Echo Loder Elementary School) [Ward 3]

It was moved by Councilperson Rigdon, seconded by Councilperson Aiazzi, to pass and adopt Bill No. 5899, Ordinance No. 5367.

Motion carried with Councilperson Doyle absent.

6C <u>Staff Report:</u> Bill No.5900 Ordinance to amend Title 18 of the Reno Municipal Code, Chapter 18.06 entitled "Zoning", Section 18.06.403 G entitled "TRCD Truckee River Corridor, Downtown Riverfront", changing the permitted uses and prohibited uses along the Truckee River in Downtown, together with other matters properly relating thereto. **AT-8-02 Truckee River Corridor [Ward 1]**

It was moved by Councilperson Harsh, seconded by Councilperson Aiazzi, to pass and adopt Bill No. 5900, Ordinance No. 5368.

Motion carried with Councilperson Doyle absent.

Staff Report: Bill No.5901 Ordinance to amend Title 18, Chapter 18.06 of the Reno Municipal Code, entitled "Zoning", rezoning a 2.16 acre property located on the west side of Hunter Lake Drive ±67 feet south of Pass Drive from SF-15 (Single Family - 15,000 square feet) to SF-9 (Single Family- 9,000 square feet); together with other matters properly relating thereto. Case No. 20-87 (Gurr Estates) [Ward 1]

It was moved by Councilperson Harsh, seconded by Councilperson Aiazzi, to pass and adopt Bill No. 5901, Ordinance No. 5369.

Motion carried with Councilperson Doyle absent.

Page Four 09/10/02

6 ORDINANCE ADOPTION (Continued)

6E <u>Staff Report:</u> Bill No.5902 Ordinance amending Title 8, Chapter 8.14 of the Reno Municipal Code by Amending Section 8.14.010 "Solicitation, Prostitution and Pandering Offenses - Defined" and providing other matters properly relating thereto.

It was moved by Councilperson Harsh, seconded by Councilperson Rigdon, to pass and adopt Bill No. 5902, Ordinance No. 5370.

Motion carried with Councilperson Doyle absent.

Staff Report: Bill No.5903 Ordinance to amend Title 18, Chapter 18.06 of the Reno Municipal Code entitled "Zoning", rezoning a ±3,750 square foot lot located on the north side of Cheney Street approximately 50 feet east of Wheeler Avenue from MF-30 (Multi-Family - 30 units per acre) to PO (Professional Office); together with other matters properly relating thereto.

Case No. LDC03-00012 (Ceccarelli/311 Cheney Street) [Ward 3]

It was moved by Councilperson Hascheff, seconded by Councilperson Sferrazza, to pass and adopt Bill No. 5903, Ordinance No. 5371.

Motion carried with Councilperson Doyle absent.

RESOLUTIONS

7A Staff Report: Resolution No. 6042 Resolution accepting streets - Northgate Unit No. 16A. [Ward 5]

It was moved by Councilperson Aiazzi, seconded by Councilperson Hascheff to pass and adopt Resolution No. 6042.

Motion carried with Councilperson Doyle absent.

7B <u>Staff Report:</u> Resolution No.6043 Resolution accepting streets - Robb Drive Extension. (LDC01-00467) [Ward 5]

It was moved by Councilperson Aiazzi, seconded by Councilperson Hascheff to pass and adopt Resolution No. 6043.

Motion carried with Councilperson Doyle absent.

7C <u>Staff Report:</u> Resolution No. 6044 Resolution accepting streets - Sky Vista Village 7B.(LDC01-00452) [Ward 4]

It was moved by Councilperson Aiazzi, seconded by Councilperson Harsh to pass and adopt Resolution No. 6044.

Motion carried with Councilperson Doyle absent.

7 RESOLUTIONS (Continued):

7D <u>Staff Report:</u> Resolution No. 6045 Resolution accepting streets - Dedication Tract Map 2691. [Ward 5]

It was moved by Councilperson Aiazzi, seconded by Councilperson Harsh, to pass and adopt Resolution No. 6045.

Motion carried with Councilperson Doyle absent.

7E Staff Report: Resolution No. 6046 Resolution accepting streets - Parcel Map 2234. [Ward 5]

It was moved by Councilperson Aiazzi, seconded by Councilperson Harsh, to pass and adopt Resolution No. 6046.

Motion carried with Councilperson Doyle absent.

Staff Report: Resolution No.6047 Resolution directing the City Engineer, Harding ESE, Lumos and Associates, and V Point, to prepare and submit plans and cost estimates for certain street improvement projects to be known as the "City of Reno, Nevada 2003 Special Assessment District No.1".

It was moved by Councilperson Aiazzi, seconded by Councilperson Harsh, to pass and adopt Resolution No. 6047.

Motion carried with Councilperson Doyle absent.

COUNCIL PERSON DOYLE PRESENT AT 1:10 PM.

7G Staff Report: Eight Resolutions of Condemnation for the Acquisition of properties in the Downtown Events Center Block

Mike Halley, Deputy City Attorney, stated that proper notice to all property owners was accomplished by personal service five days before the hearing as required by law, and copies of service are on file in the City Clerk's Office.

Resolution No. Resolution of Condemnation regarding the real property located at 445 Lake Street, Reno, Nevada - APN 007-298-02, owned by D.D. and S. Patel (Gold Key Motel).

Sam Dehne, Reno, spoke against condemnation of the property of Reno citizens.

Brent Boyer, Property Manager, Community Development, answered questions on further negotiations asked by Councilperson Hascheff.

Mr. Boyer addressed concerns about pricing and property value, voiced by Councilpersons Sferrazza and Doyle.

Scott A. Wittey, California City, CA spoke against the condemnation of his property and the lack of communication he has had with the City and the City representatives.

Samir Patel, 411 Lake St., representing his father, owner of the Sage Motel, requested fair value for property.

7 RESOLUTIONS (Continued):

7G1 Resolution No. (Continued) Resolution of Condemnation regarding the real property located at 445 Lake Street, Reno, Nevada - APN 007-298-02, owned by D.D. and S. Patel (Gold Key Motel).

John and Lila Amruthurathu, 520 N. Center St, Reno, spoke against the condemnation of their property.

Mike Chapman, attorney hired to act on behalf of the city in the condemnation proceedings, urged adoption of the resolutions

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to pass and adopt Resolution No. 6048.

Motion failed with Councilpersons Hascheff, Doyle and Mayor Griffin voting aye and Councilpersons Harsh, Rigdon, Sferrazza, and Aiazzi voting nay.

It was moved by Councilperson Aiazzi, seconded by Councilperson Sferrazza, to continue this item until October 8, 2002.

Motion carried.

7G2 Resolution No. Resolution of Condemnation regarding the real property located at 435 Lake Street, Reno, Nevada - APN 007-298-03 owned by Lake Investments (Vacant Parcel).

It was moved by Councilperson Sferrazza, seconded by Councilperson Aiazzi, to continue this item until October 8, 2002.

Motion carried.

7G3 Resolution No. Resolution of Condemnation regarding the real property located at 425 Lake Street, Reno, Nevada - APN 007-298-04 owned by Whittey, et al (Sage Motel Annex).

It was moved by Councilperson Sferrazza, seconded by Councilperson Aiazzi, to continue this item until October 8, 2002.

Motion carried.

7G4 Resolution No. Resolution of Condemnation regarding the real property located at 411 Lake Street, Reno, Nevada - APN 007-298-05 owned by C.H. Patel (Sage Motel).

It was moved by Councilperson Sferrazza, seconded by Councilperson Aiazzi, to continue this item until October 8, 2002.

Motion carried.

Resolution No. Resolution of Condemnation regarding the real property located at 103 E. Fourth Street, Reno, Nevada - APN 007-298-13 owned by Tosco Corp. (Union 76 Station)

THIS ITEM WAS PULLED.

7G6 Resolution No. Resolution of Condemnation regarding the real property located at 460 N. Center Street, Reno, Nevada - APN 007-298-14 owned by Lake Investments (Warehouse)

THIS ITEM WAS PULLED.

7 RESOLUTIONS (Continued):

7G7 Resolution No. Resolution of Condemnation regarding the real property located at 119 E. Fourth Street, Reno, Nevada - APN 007-298-06 owned by Iliescu (Retail Building).

It was moved by Councilperson Sferrazza, seconded by Councilperson Aiazzi, to continue this item until October 8, 2002.

Motion carried.

7G8 Resolution No. Resolution of Condemnation regarding the real property located at 495 Lake Street, Reno, Nevada - APN 007-298-01, owned by John Amruthurathu (Aspen Motel).

It was moved by Councilperson Sferrazza, seconded by Councilperson Aiazzi, to continue this item until October 8, 2002.

Motion carried.

9 COMMUNITY DEVELOPMENT

9A <u>Staff Report:</u> Approval of Purchase Agreement with El Dorado Resorts, LLC for a ±35,000 square foot parcel of land to be used for the Downtown Events Center.

(This item was continued from the 8/27/02 and 9/03/02 City Council Meetings.)

<u>Recommendation</u>: Staff recommends approval of the purchase agreement, authorization for the Mayor to sign, and direction to staff to take all steps necessary to finalize the purchase.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to continue this item until October 8, 2002.

Motion carried

10 <u>CITY CLERK</u>

10A Board and Commission Appointments

10A1 Clarification of Regional Planning Commission Appointments and Appointment of an Alternate.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to appoint Ron Cobb and Oscar Sanders to the Regional Planning Commission. Alternate positions are to be filled with the remaining five members on a ranked, rotating basis.

Motion carried.

10A2 Board of Adjustment appointment.

It was moved by Councilperson Rigdon, seconded by Councilperson Doyle, to reappoint Troy Miller to the Board of Adjustment.

Motion Carried.

Page Eight

11

PUBLIC WORKS

11A <u>Staff Report:</u> Award of contract for public information services related to the ReTRAC Project. [Depressed Trainway Project]

<u>Recommendation</u>: Staff recommends that Council approve the contract with Synergy Communications with a not to exceed amount of \$100,000.00.

The proposal was presented by Steve Schroeder and Steve Geiger of Synergy Communications.

Sam Dehne, Reno, spoke against using public money for this type of contract.

It was moved by Councilperson Doyle, seconded by Councilperson Rigdon to do nothing at this time.

It was moved by Councilperson Rigdon, seconded by Councilperson Sferrazza to amend the motion to direct staff to bring back a contract in the event it is deemed necessary to supplement the Rose/Glen Contract

The motion to amend failed.

The original motion carried with council reserving the right that in the event it deemed necessary to supplement the Rose/Glen contract, the Synergy proposal could be used without going through an RFP process. Mayor Griffin voted nay.

MAYOR GRIFFIN AND COUNCILPERSON DOYLE ABSENT AT 3:45 PM

12

MAYOR AND CITY COUNCIL

12A <u>Staff Report:</u> Discussion and potential direction to staff regarding the formation of a Cable Television Services Review Committee.

The report was presented by Leann McElroy, Chief of Staff.

Sam Dehne, Reno, spoke in favor of forming a review committee.

Tim Garb, 7498 Amber Hill Ct., Reno, spoke in favor of forming a committee.

Andy Barbano, Reno, spoke in favor of forming a committee.

Barbara Stewart, Reno, gave her views on the staff report and the need for a citizen's committee.

Jackie Decker, 400 Rewana Way, Reno, requested that the Council form a citizen's oversight committee.

Marcia Berkbigler, Charter Communications, answered questions from Councilperson Sferrazza regarding Charter's staffing and customer service.

Andy Barbano answered questions from Councilperson Aiazzi about contracts and whether or not citizens are capable of serving on the advisory board.

12 **MAYOR AND CITY COUNCIL (Continued):**

12A <u>Staff Report: (Continued)</u>: Discussion and potential direction to staff regarding the formation of a Cable Television Services Review Committee.

Andy Barbano responded to questions from Councilperson Hascheff regarding possible parameters for the proposed committee.

Andy Barbano answered Councilperson Rigdon's questions about the extent of competition for Charter Communications in this area.

Randall Edwards, Chief Deputy City Attorney, spoke of the legal ramifications of the issue.

It was moved by Councilperson Aiazzi, seconded by Councilperson Sferrazza, to form a citizens committee to oversee compliance of the existing franchise agreement and future franchise agreements and send the findings to Council.

Motion carried with Mayor Griffin absent.

It was moved by Councilperson Aiazzi, seconded by Councilperson Sferrazza, to have staff hold a public meeting to discuss the bullet points as listed on page 4 of the Staff Report and to forward the results to the negotiation team:

- The City can request that the cable system be upgraded within a certain period; however, the City cannot require Charter to use specific transmission technologies.
- The City can set rates for "basic cable service"; however the City cannot negotiate or set rates for premium services such as HBO, digital cable, or Internet service.
- The City can prohibit Charter from broadcasting "obscenity": <u>however</u> the City cannot in any way regulate, require, or prohibit specific programming content.
- The City can request that Charter pay for certain expenses and equipment related to franchise renewal; however, Charter may have the right to pass through the added costs directly to its customers.
- The City may negotiate a franchise fee up to 5% of gross revenue from "cable service"; however, this fee may not apply to "cable modem" revenue.

Motion carried with Mayor Griffin absent.

Resolution No. 6048: Resolution to grant \$35,000 to the Hispanic Chamber of Commerce for start up costs and operating costs for the new Bilingual Business Development Center.

It was moved by Councilperson Sferrazza, seconded by Councilperson Doyle, to pass and adopt Resolution No. 6048.

Motion carried with Mayor Griffin absent.

12 MAYOR AND CITY COUNCIL (Continued):

12C Approval of the Draft Agenda for the Reno City Council Meeting of September 17, 2002.

Sam Dehne, Reno, requested the addition of items regarding Street Vibrations, the steps in the Council Chambers, and Reno – Tahoe International Airport to the agenda.

It was moved by Councilperson Sferrazza, seconded by Councilperson Doyle, to adopt the proposed Agenda for September 17, 2002, with the addition of 4 Steps to Item 9, Special Events to Item 9, Municipal Court construction progress report to Item 9 and adding Harrah's to Item 1D1.

Motion carried with Mayor Griffin absent.

A recess was called at 5:40 p.m. and upon reconvening at 6:10 p.m. roll was taken with the following council members present: Hascheff, Harsh, Rigdon, Sferrazza, Doyle, Aiazzi and Mayor Griffin. Absent: None.

13 <u>PUBLIC HEARING</u> 6:00 PM

Staff Report: Request for a special use permit to add $\pm 6,092$ square feet to an existing $\pm 125,405$ square foot retail building located adjacent to a major arterial and residentially zoned property on an ± 18.10 acre site located on the southwest corner of the North McCarran Boulevard/Northtowne Lane intersection in an AC (Arterial Commercial) zoning designation. **LDC03-00017 (Northtowne/Wal-Mart)**

The Planning Commission recommends approval of the special use permit subject to conditions by a vote of six (6) in favor; none (0) opposed; one (1) absent for approval.

This item was appealed by Councilperson Sherrie Doyle.

The Mayor asked if proper notice was given.

Acting City Clerk Jones stated proper notice was given and no correspondence was received.

Beverly Straub, Assistant City Planner, presented the report.

Shade O'Quinn, representing Wal-Mart, and Keith Lockhart, Senior Civil Engineer, responded to Councilperson Doyle's questions concerning traffic access, clean up of trash, and cart removal from the bus stop.

Shade O'Quinn and Keith Lockhart responded to Councilperson Sferrazza's questions concerning traffic, no response to the request for information from a Neighborhood Advisory Board, and why a City request involving Northtowne Lane has not been completed.

Shade O'Quinn addressed Councilperson Aiazzi's concerns regarding future requests from Wal-Mart if this request is approved.

Keith Lockhart responded to Councilperson Harsh's request for further explanation of the drawings.

Councilperson Rigdon's questions about parking and storage space were answered by Keith Lockhart and Shade O'Quinn.

13 **PUBLIC HEARING (Continued):**

13A Staff Report: (Continued): LDC03-00017 (Northtowne/Wal-Mart)

Keith Lockhart responded to Councilpersons Hascheff, Rigdon, Harsh, Sferrazza, and Aiazzi expressed concerns about traffic conditions in the area.

It was moved by Councilperson Doyle, seconded by Councilperson Sferrazza, to continue the matter for 30 days with direction to the developer to bring the project back to the Southeast Neighborhood Advisory Board, develop a trash and shopping cart mitigation plan, address the loss of parking and install a raised crosswalk at the entrance of the store; and direction to staff to assess the internal traffic circulation plan and return with recommendations.

Motion carried.

13

PUBLIC HEARING 6:00 PM

Staff Report: Request for the following: (1) a zoning map amendment to amend the Sky Vista PUD (Planned Unit Development) to allow the development of 138 attached housing units where the PUD was previously approved for ±14 acres of neighborhood commercial development; and (2) a tentative map to construct a 138 lot townhouse subdivision on the portion of the PUD located on the west side of Sky Vista Parkway and south of Silver Lake Road. LDC02-00445 (Villas at Sky Vista) [Ward 4]

The Planning Commission recommends approval, subject to conditions by a vote of six in favor; none opposed; one absent for approval of the zoning map amendment, and four in favor; two opposed; one absent for the approval of the tentative map.

This item was appealed by a property owner within 600 feet.

Mayor Griffin asked if proper notice was given.

Acting City Clerk Jones said proper notice was given and letters in opposition were received from:

Wayne Evans, 9565 Black Canyon Drive and Anne Elliot, 9533 Black Canyon Drive

Vern Kloos, Senior Planner stated that although legal notice was provided, a number of property owners did not receive notice because the Washoe County Assessor's list had not been updated to reflect the changes in ownership, therefore, the developer had been notified.

Irene Hobson, the appellant, expressed her concerns regarding the notification of all concerned property owners.

Ben Veach, Summit Engineering, stated that proper notice had been given and that the discussion should proceed at this time.

It was moved by Councilperson Doyle, seconded by Councilperson Harsh, to continue this Item to September 24, 2002 and that it be the first item considered at the 6:00 PM public hearings.

Motion carried.

13

PUBLIC HEARING 6:00 PM

Staff Report: Hearing on certain property improvements and proposed assessments within the proposed 2002 City of Reno Assessment District No. 5. (Downtown Events Center).

(This item was continued from the August 27, 2002, City Council Meeting)

Mayor Griffin asked if proper notice was given.

Acting City Clerk Jones said proper notice was given and letters in opposition were received from:

Greg & Linda Kukuk The Breakaway	10 E. Ninth St.	Opposition
Roberta A. Ross Ross Manor	118 West St.	Opposition
James H. Bordycott R. J. B. Management	100 N. Arlington Ave.	Opposition
Laura Wightman FitzSimmons Representing Reno Vulcanizing	136 Ridge St.	Opposition
Roxana H. Cupples Town View Motor Lodge	131 W. Third St.	Opposition
N. Collins	205 W. Fifth St.	Opposition
Warren & Natalie Droker	150 N. Arlington Ave.	Opposition
Susan Mayes-Smith Max Hershenow The Theater Coalition	528 W. First St.	Opposition
Mohammad Shoaib Downtown Motor Lodge	150 Stevenson St.	Opposition
Iqbal Sarwar Rancho Sierra Motel	411 W. Fourth St.	Opposition
Jafar A. Hashim Carriage Inn	690 W. Fourth St.	Opposition
Leon Raue Center Lodge	200 S. Center St.	Opposition
James H. Bordycott Plaza Resort Club	100 N. Arlington St.	Opposition
H. Wayne Kingsley Reno Masonic Building	40 W. First St.	Opposition
Dean F. Person Investors Finance Co.	140 Washington St.	Opposition

Page Thirteen 09/10/02

13 **PUBLIC HEARING (Continued)**

13C <u>Staff Report (Continued):</u> (Downtown Events Center).

Dean F. Person 120 E. Second St. Opposition

RJS Properties

Dean F. Person 214 W. Commercial Row Opposition

Mack Family Ltd.

Ruth Wheeler 63 High St. Opposition

Wheeler Enterprises

Eddie Anderson, 14015 Rhyolite, Reno, spoke in favor of the assessment district.

Roberta A. Ross, 118 West St, Reno, Ross Manor, spoke in favor of the assessment district.

Linda Kukuk, Hotshots, Inc, dba The Breakaway, stated that she wanted an exemption for her business.

Gary Stockhoff, Deputy Public Works Director, answered questions about the boundaries of the Assessment District 5 and how the assessments were made.

It was moved by Councilperson Hascheff, seconded by Councilperson Sferrazza, to delete The Breakaway from the assessment list.

Motion carried.

It was moved by Councilperson Sferrazza, seconded by Councilperson Harsh, to delete Reno Vulcanizing from the list.

Motion failed with Councilpersons Doyle, Hascheff, Aiazzi and Mayor Griffin voting nay.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to re-include the Comstock Hotel in the Assessment District No. 5.

Motion carried.

Rick Hiscocks, bond counsel, representing the City is this matter, explained what is required to modify an assessment.

It was moved by Councilperson Hascheff, seconded by Councilperson Sferrazza, to proceed with the Assessment District as modified.

Motion carried with Councilperson Rigdon absent.

RESOLUTION: Resolution No. 6049 Resolution dispensing with protests for the City of Reno, Nevada 2002 Special Assessment District No. 5 (**Downtown Events Center**)

It was moved by Councilperson Hascheff, seconded by Councilperson Sferrazza, to pass and adopt Resolution 6049, as amended, deleting The Breakaway.

Motion carried.

Page Fourteen 09/10/02

13 **PUBLIC HEARING (Continued)**

- 13C Staff Report (Continued): (Downtown Events Center).
- **13C2 ORDINANCE, INTRODUCTION** Bill No. 5904 Ordinance creating the City of Reno, Nevada 2002 Special Assessment District No. 5. (**Downtown Events Center**)

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to refer Bill No. 5904 to the Committee of the Whole.

Motion carried.

13C3 <u>Staff Report:</u> Resolution No. 6050 determining the cost to be assessed in the City of Reno, Nevada 2002 Special Assessment District No. 5. (**Downtown Events Center Project**) and ordering the City Engineer to prepare a Preliminary Assessment Roll.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to pass and adopt Resolution No 6050 as amended by deleting The Breakaway and adding the Comstock Hotel.

Motion carried.

The Mayor asked the City Engineer to file the amended assessment roll with the City Clerk.

13C4 <u>Staff Report:</u> **RESOLUTION:** Resolution No. 6051 Resolution fixing the time when objections to the Final Assessment Roll for the City of Reno, Nevada 2002 Special Assessment District No. 5 (Reno Downtown Events Center), in and of the City of Reno, Nevada made by the City Council of said City, together with the Public Works Director/City Engineer, will be heard; and causing such Roll to be filed in the Office of the City Clerk.

It was moved by Councilperson Doyle, seconded by Councilperson Hascheff, to pass and adopt Resolution 6051.

Motion carried with Councilperson Rigdon absent.

14 ADJOURNMENT

It was moved by Mayor Griffin, seconded by Councilperson Doyle, to adjourn the meeting at 8:35 p.m.

Motion carried.